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PATENT

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Date

December 31, 2003

Denise Sheridan

RECEIVED

JAN 06 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE OFFICE OF PETITIONS

Appl. No. : 09/652,841

Confirmation No. : 4006

Applicant : Vishnu K. Agarwal

Filed : August 31, 2000

Attorney Docket No.: 98-0616.02 (501082.03)

Art Unit : 2815

Customer No. : 27,076

Examiner : Jose R. Diaz

Title : DEVICE AND METHOD FOR PROTECTING AGAINST OXIDATION OF A CONDUCTIVE LAYER IN SAID DEVICE

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION FOR WITHDRAWAL FROM ISSUE (37 C.F.R. § 1.313(c)(2)) TO PERMIT
CONSIDERATION OF AN INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97)
IN A REQUEST FOR CONTINUED EXAMINATION (37 C.F.R. § 1.114)

Sir:

In accordance with 37 C.F.R. § 1.313(c)(2), Applicant hereby petitions the Office that the above-identified application be withdrawn from issue to permit consideration of an Information Disclosure Statement under 37 C.F.R. § 1.97 in the Request for Continued Examination (37 C.F.R. § 1.114) filed herewith. This application was allowed on September 24, 2003, and the issue fee was paid on December 22, 2003.

Applicant requests that the application be withdrawn from issue in favor of the Request for Continued Examination filed herewith. Applicant requests that the Office grant this

Petition and consider the Request for Continued Examination and Information Disclosure Statement filed concurrent herewith.

Enclosed is a check in the amount of \$900 in accordance with CFR 1.17(e).

The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-1266. A copy of this Petition is enclosed.

Respectfully submitted,

DORSEY & WHITNEY LLP



Steven H. Arterberry
Registration No. 46,314

Enclosures:

- Postcard
- Check
- Copy of this Petition
- Request for Continued Examination (+ copy)
- Information Disclosure Statement
- PTO Form 1449 and cited references (3)

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